**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE SIDE**
**CIVIL APPLICATION NO.617 OF 2007**
**IN**
**REVIEW PETITION ST. NO. 2329 OF 2007**
**IN**
**WRIT PETITION NO. 6493 OF 2006**

The Wadia Charitable trust .... Petitioner

versus

Yogesh s/o Savailal Shah & ors..... Respondent.

Shri Ahmed Sayyed with Amita Poojari for the petitioner/applicant.
Shri V.R.Tripati i/b Bharat Choudhary and Vinod Mishra for respondents 5 and 6.

**CORAM; A.P. DESHPANDE, J.**
**DATED; 23RD APRIL, 2007**

**P.C.;**
1. There is a delay of 32 days in filing the review petition. The respondents have no objection in condoning the delay. Hence for the reasons stated in the application, delay is condoned. C.A. accordingly disposed of.

2. Leave to amend the review petition is granted. Amendment to be carried out forthwith.

...

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE SIDE**

**REVIEW PETITION ST. NO. 2329 OF 2007**
**IN**
**WRIT PETITION NO. 6493 OF 2006**

The Wadia Charitable trust .... Petitioner

versus

Yogesh s/o Savailal Shah & ors..... Respondent.

Shri Ahmed Sayyed with Amita Poojari for the petitioner/applicant.
Shri V.R.Tripati i/b Bharat Choudhary and Vinod Mishra for respondents 5 and 6.

**CORAM; A.P. DESHPANDE, J.**
**DATED; 23RD APRIL, 2007**

**P.C.;**

1. Review petition has been filed by the original petitioner seeking review of the order passed by this court on 25-11-2006. This review petition seeks consideration of village maps and all city survey records when the City Survey Officer carries out the work of survey in regard to the land in question. It is submitted that consideration of village map and all city survey records be included at the end of line no.7 of para 3 of the order. The learned counsel for the respondents 1 to 4 on instructions from his client who is present in the court, submits that he has no objection for allowing the review petition. The

learned counsel Shri Bharat Choudhary for respondents 5 and 6 as well states that he has no objection in allowing the review which, in turn seeks to direct the City Survey Officer to take into account the above factors also while carrying out the work of survey. In view of the consent given by the advocate appearing for the respondents, I proceed to allow the review petition in terms of prayer clause (b). Review petition is accordingly disposed of.

....